BIII INO	27-08	
Concerning:	Motor Vehic	les and Traffic –
Parking	Regulations	 Commercial
Vehicles	, Recreationa	al Vehicles, and
Buses		
Revised: 1	/27/09	_ Draft No. <u>8</u>
Introduced:	June 24, 2	2008
Enacted:	January 2	7, 2009
Executive: _		
Effective:	July 1, 200	09
Sunset Date	: None	
Ch., L	aws of Mont.	Co.

07.00

DIL NI-

COUNTY COUNCIL FOR MONTGOMERY COUNTY, MARYLAND

By: Council President

AN ACT to:

- (1) prohibit the parking of <u>certain</u> commercial vehicles, buses, and recreational vehicles in certain areas; and
- (2) generally amend the law regarding vehicle parking.

By amending

Montgomery County Code Chapter 31, Parking Sections 31-1, [[and]] 31-14, and 31-20

Boldface Heading or defined term.

UnderliningAdded to existing law by original bill.[Single boldface brackets]Deleted from existing law by original bill.

<u>Double underlining</u> *Added by amendment.*

[[Double boldface brackets]] Deleted from existing law or the bill by amendment.

Existing law unaffected by bill.

The County Council for Montgomery County, Maryland approves the following Act:

1	Sec.	1. Sections 31-1, [[and]] 31-14, <u>and 31-20</u> are amended as follows:		
2	31-1. Defin	uitions.		
3		* * *		
4	[[<i>Block:</i> Th	at property abutting one side of a street and lying between the 2 nearest		
5	intersecting	or intercepting streets or the nearest intersecting or intercepting street and		
6	railroad righ	nt-of-way, unsubdivided acreage, river or live stream or between any of		
7	the foregoin	g and any other barrier to the continuity of development.]]		
8		* * *		
9	<u>Heavy</u> Con	nmercial vehicle: Any motor vehicle and [any] tandem axle trailer or		
10	semitrailer o	designed and used for carrying freight or merchandise [and every motor		
11	vehicle] or	used in [any way in the] furtherance of any commercial enterprise [.] that		
12	<u>has:</u>			
13	<u>(a)</u>	a gross vehicle weight (GVW) of more than 10,000 pounds;		
14	<u>(b)</u>	a manufacturer's rated capacity of more than 1 ton;		
15	<u>(c)</u>	a length of more than [19] 21 feet measured from the extremes of the		
16		vehicle, including any object loaded on the vehicle; or		
17	<u>(d)</u>	a height of more than 8 feet with properly inflated tires, measured from		
18		the ground to the highest part of the vehicle, including racks, but not		
19		<u>antennas.</u>		
20	[Such term]	$\underline{A}\ \underline{\text{heavy}}\ \underline{\text{commercial}}\ \underline{\text{vehicle}}\ \text{does}\ \text{not}\ \text{include}\ a\ \text{motor}\ \text{vehicle}\ \text{owned}\ \text{by}$		
21	the County	or other governmental agency [[and used primarily for carrying		
22	passengers	or materials]] [or other vehicle of a capacity of one (1) ton or less] or a		
23	farm machin	ne or vehicle used for agriculture.		
24		* * *		
25	Recreationa	al vehicle: A duly licensed and registered vehicle, with or without motor		
26	power, which is solely intended for the leisure use of the operator and guests. For the			
27	purpose of t	his Chapter the following is a recreational vehicle:		

28	<u>(a)</u>	motor home;				
29	<u>(b)</u>	travel trailer;				
30	<u>(c)</u>	camper or camping trailer including truck insert or collapsible unit; or				
31	<u>(d)</u>	non-freight trailer, as defined by the State Motor Vehicle				
32		Administration, used to transport other leisure equipment such as a boat,				
33		horse, motorcycle, show car, race car, snowmobile, or bicycle.				
34		* * *				
35	31-14. Parl	king of <u>heavy</u> commercial vehicles, <u>recreational</u> <u>vehicles</u> , or buses				
36	[[<u>nea</u>	<u>r</u> [abutting] residences, schools, [etc] <u>churches, hospitals</u> <u>or</u>				
37	playgrounds]].					
38	<u>(a)</u>	[It shall be unlawful to] A person must not park any [[commercial				
39		vehicle,]] recreational vehicle [[, or bus]] on [that side of] any public				
40		[road] roadway [[if either side of the street [abutting] abuts a block				
41		containing [any] a private residence, apartment house, church, school,				
42		hospital or playground, except:]]				
43	[[<u>(a)</u>	[when such] a vehicle that is [actually] engaged in loading or unloading				
44		passengers, merchandise or materials:[:]				
45	<u>(b)</u>	[when] a commercial vehicle used by the owner or operator [actively]				
46		when engaged in work on the premises of the residence, apartment				
47		house, church, school, hospital or playground;[.]				
48	<u>(c)</u>	<u>a bus that</u> [At authorized terminal stands of bus routes operating under				
49		a permit from the state public service commission,] stops [may be made				
50		for a sufficient] for a period of time, not to exceed [thirty (30)] 30				
51		minutes, [for the purpose of maintaining schedules] to maintain a				
52		schedule at an authorized terminal stand for a bus route operating under				
53		a permit from the State Public Service Commission;[.]				

54	<u>(a)</u>	Linis	section snail not apply to a venicle that J for more than 18 nours
55		unles	s it is involuntarily parked because of mechanical failure or other
56		emer	gency[, provided such vehicle is removed within] for [[a
57		reaso	nable period of time; or]] 48 hours or less.
58	[<u>[(e)</u>	a rec	reational vehicle parked not more than 12 hours.]]
59	<u>(b)</u>	A pe	rson may park a heavy commercial vehicle or a bus on a public
60		roady	way where both sides of the street abut a property zoned for a
61		comr	nercial or industrial use, unless parking is otherwise prohibited by
62		an of	ficial sign or other law applicable to all motor vehicles. A person
63		<u>must</u>	not park a heavy commercial vehicle or bus on any other public
64		roady	way unless it is:
65		<u>(1)</u>	a vehicle engaged in loading or unloading passengers,
66			merchandise or materials;
67		<u>(2)</u>	a heavy commercial vehicle used by the owner or operator when
68			engaged in work on the property abutting the street;
69		<u>(3)</u>	a bus that stops for a period of time, not to exceed 30 minutes, to
70			maintain a schedule at an authorized terminal stand for a bus
71			route operating under a permit from the State Public Service
72			Commission;
73		<u>(4)</u>	a vehicle that is involuntarily parked because of mechanical
74			failure or other emergency for 48 hours or less; or
75		<u>(5)</u>	a public contractor's vehicle as defined in §31-1.
76	31-20. Park	ing p	rohibited, specifically.
77	Exce	pt whe	en necessary to avoid conflict with other traffic or in compliance
78	with law or	the di	rections of a police officer or official traffic-control device, [[no]] a
79	person [[sha	ll]] <u>m</u>	<u>ust not</u> :
80	(a)	Stop,	stand or park a vehicle, whether occupied or not:

81		*	*	*			
82	(10)	Between a sidew	valk or roa	idway [[ed	ge]] <u>curb</u> and the	property	
83		edge of a public	street or h	ighway <u>.</u> [[ˈ	when parking is p	rohibited	
84		by official sign a	djacent to	the roadwa	ay or median strip	dividing	
85		any public street or highway]] except in an emergency.					
86		*	*	*			
87	Sec. 2. Effec	tive date. This Ac	<u>et takes eff</u>	<u>fect</u> [[120 c	lays after it becor	nes law]]	
88	on July 1, 20	<u>09.</u>					
89	Approved:						
90							
	Philip M. Andrews, Pro	esident, County Counc	cil		Date		
91	Approved:						
92							
	Isiah Leggett, County I	Executive			Date		
93	This is a correct copy of	of Council action.					
94							
	Linda M. Lauer, Clerk	of the Council			Date		